



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
08/734,592	10/22/1996	ANDREW GOODEARL	CNS-5250.27-	1576

7590

10/02/2002

KRISTINA BIEKER-BRADY, PH.D  
CLARK & ELBING LLP  
176 FEDERAL STREET  
BOSTON, MA 021102214

EXAMINER
----------

GUCKER, STEPHEN

ART UNIT	PAPER NUMBER
----------	--------------

1647

DATE MAILED: 10/02/2002

30

Please find below and/or attached an Office communication concerning this application or proceeding.

Serial Number: 08/734,592

Page 2

Art Unit: 1647

***Response to Amendment***

1. Applicant and the assignee of this application are required under 37 CFR 1.105 to provide the following information that the examiner has determined is reasonably necessary to the examination of this application:

(1) Because of the large number of sequences and fragments of sequences presented for examination in the instant claims and in multiple co-pending and allowed applications, the Examiner is making a request for a listing and identification of all applications that Applicants have filed that claim the instant sequences either as discrete SEQ ID NOs or fragments of larger sequences in any methods of administration and/or treatment. The Examiner is making this request because the sequence listings in some of these applications exceeds 300 SEQ ID NOs, and the numbering scheme between applications has not always remained constant, such that a SEQ ID NO in one application may not correspond to the same SEQ ID NO in another application. Without some compact and coherent system to refer to, the only other choice the Examiner would have is to require each application's claims to be restricted to a single SEQ ID NO so that all issues relating to the examination of the claims (particularly double-patenting issues) can be made in a reliable and timely fashion.

2. The fee and certification requirements of 37 CFR 1.97 are waived for those documents submitted in reply to this requirement. This waiver extends only to those documents within the scope of this requirement under 37 CFR 1.105 that are included in the applicant's first complete

Serial Number: 08/734,592

Art Unit: 1647

Page 3

communication responding to this requirement. Any supplemental replies subsequent to the first communication responding to this requirement and any information disclosures beyond the scope of this requirement under 37 CFR 1.105 are subject to the fee and certification requirements of 37 CFR 1.97.

3. The applicant is reminded that the reply to this requirement must be made with candor and good faith under 37 CFR 1.56. Where the applicant does not have or cannot readily obtain an item of required information, a statement that the item is unknown or cannot be readily obtained will be accepted as a complete reply to the requirement for that item.
4. This requirement is subject to the provisions of 37 CFR 1.134, 1.135 and 1.136 and has a shortened statutory period of TWO months. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).
5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Stephen Gucker whose telephone number is (703) 308-6571. The examiner can normally be reached on Monday to Friday from 0930 to 1800. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gary Kunz, can be reached on (703) 308-4623. The fax phone number for this Group is currently (703) 308-4242, but Applicant should confirm this by phoning the Examiner before faxing.

Serial Number: 08/734,592

Page 4

Art Unit: 1647

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 308-0196.

SG

Stephen Gucker

October 1, 2002

*Gary L. Kunz*  
**GARY KUNZ**  
**SUPERVISORY PATENT EXAMINER**  
**TECHNOLOGY CENTER 1600**